

By: Dutton

H.C.R. No. 153

HOUSE CONCURRENT RESOLUTION

1 WHEREAS, Title 1 of the Texas Family Code was originally
2 enacted by Chapter 888, Acts of the 61st Legislature, Regular
3 Session, 1969; subsequently, Titles 2 and 3 were added by the 63rd
4 Legislature in 1973, Title 4 was added by the 66th Legislature in
5 1979, and Title 5 was added by the 74th Legislature in 1995; and

6 WHEREAS, The codification of the Family Code and the
7 amendments thereto by successive legislatures have done much to
8 advance the interests of Texas families and children; and

9 WHEREAS, The 1973 enactments provided for suits affecting the
10 parent-child relationship and introduced the terms "managing
11 conservator," "possessory conservator," "possession," and "access"
12 as they relate to the family; and

13 WHEREAS, The legislature has declared it to be a public
14 policy of this state, in cases of marital dissolution, to encourage
15 parents to have frequent contact with their children, as
16 appropriate for the circumstances; and

17 WHEREAS, During the past 32 years, significant research in
18 family dynamics has led to an emergence of new terms that are more
19 commonly used to describe the relationship between parents in a
20 dissolution of marriage, including "parenting plans" and
21 "parenting time" and other neutral terms; similarly, advances in
22 the field have rendered obsolete such terms as "managing
23 conservator" and "possessory conservator"; now, therefore, be it

24 RESOLVED, That the 79th Legislature of the State of Texas

1 hereby request that the Texas Legislative Council schedule a
2 revision of the Family Code during the 2005-2006 interim using
3 updated terminology as described in this resolution; and, be it
4 further

5 RESOLVED, That the secretary of state forward an official
6 copy of this resolution to the joint chairs of the Texas Legislative
7 Council.